

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

FILED
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DAVID WATTLETON,

Plaintiff,

vs.

SALLY JOHNSON, M.D.,
Medical Director,
Federal Bureau of Prisons,

Defendant.

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Case No. 04-40182-JLT

Motion Requesting
Summary judgment

COMES NOW, the plaintiff, David Wattleton, through pro se, hereby files this pleading in the district court requesting summary judgment pursuant to the Federal Rules of Civil Procedure Rule 56, against the defendant in the above captioned case. Mr. Wattleton believes that the defendant cannot and has not provided evidence or information so overwhelming there is no basis for a trial and specific factual findings. Therefore, he request that this court should grant his application to proceed inform a pauperis in his petition for a writ of mandamus.

Dated: This 20 day of May, 2005.

Respectfully submitted,



David Wattleton